

108TH CONGRESS
2D SESSION

S. 2064

To increase the minimum and maximum rates of basic pay payable to administrative law judges, and for other purposes.

IN THE SENATE OF THE UNITED STATES

FEBRUARY 11, 2004

Mr. VOINOVICH introduced the following bill; which was read twice and referred to the Committee on Governmental Affairs

A BILL

To increase the minimum and maximum rates of basic pay payable to administrative law judges, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Administrative Law
5 Judges Pay Reform Act of 2004”.

6 **SEC. 2. INCREASED LIMITS.**

7 (a) BASIC PAY.—Section 5372(b)(1)(C) of title 5,
8 United States Code, is amended by striking “level IV”
9 each place it appears and inserting “level III”.

1 (b) LOCALITY-BASED COMPARABILITY PAY.—Para-
 2 graph (2) of section 5304(g) of title 5, United States
 3 Code, as amended by section 1125(a)(1)(A) of the Na-
 4 tional Defense Authorization Act for Fiscal Year 2004
 5 (Public Law 108–136), is amended to read as follows:

6 “(2) The applicable maximum under this subsection
 7 shall be—

8 “(A) level III of the Executive Schedule for—

9 “(i) positions under subparagraph (A) or
 10 (C) of subsection (h)(1); and

11 “(ii) any positions under subsection
 12 (h)(1)(D) which the President may determine;
 13 and

14 “(B) level II of the Executive Schedule for posi-
 15 tions under subsection (h)(1)(B).”.

16 (c) TECHNICAL CORRECTION.—Section
 17 5304(h)(2)(B)(i) of title 5, United States Code, as amend-
 18 ed by section 1125(a)(1)(C)(i)(II) of the National Defense
 19 Authorization Act for Fiscal Year 2004 (Public Law 108–
 20 136), is amended by striking “(vii)” and inserting “(vi)”.

21 (d) APPLICABILITY.—

22 (1) IN GENERAL.—The amendments made by
 23 this Act shall—

24 (A) for purposes of computing any rate of
 25 compensation for service performed in any pay

1 period beginning before the date specified under
2 paragraph (2), be treated as if they had never
3 been enacted; and

4 (B) for purposes of computing any rate of
5 compensation for service performed in any pay
6 period beginning on or after the date specified
7 under paragraph (2), take effect as if included
8 in the enactment of Public Law 108–136.

9 (2) DATE SPECIFIED.—The date specified
10 under this paragraph shall be the earlier of—

11 (A) the first day of the first pay period be-
12 ginning at least 90 days after the date of the
13 enactment of this Act; or

14 (B) such other date (not earlier than the
15 date of the enactment of this Act) as the Office
16 of Personnel Management may determine.

○